THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.34749 OF 1998

ORAL ORDER:

The petitioner was granted a licence in Form 'B' under the provisions of the Andhra Pradesh Cinemas (Regulation) Act, 1955 for short, "the Act"). This writ petition has been filed questioning the order dated 5.12.1998 passed by the 1st respondent/Joint Collector, Vizianagaram, under which a fine of Rs.5,000/- was levied on the petitioner on the ground that the petitioner has violated the conditions of licence.

This Court while directing *Rule nisi* by order dated 15.12.1998 granted interim suspension of the impugned order, which continued to be in operation althrough.

I have heard the learned counsel for both the parties.

Though various grounds have been raised by the petitioner assailing the impugned order, I am not inclined to express any opinion on merits, since admittedly, against the impugned order an efficacious alternative remedy of Appeal is available under the Act. Without exhausting such statutory remedy, the petitioner cannot maintain this writ petition.

Accordingly, without expressing any opinion on merits, the writ petition is disposed of granting leave and liberty to the petitioner to work out the alternative remedy available under law. No costs.

However, keeping in view that the interim suspension granted on 15.122.1998 has been in operation althrough, there shall be a direction to the respondents that the impugned order shall not be given effect to for a period of four weeks from today.

12.11.2007.

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.34749 OF 1998

12th November, 2007.

Between:

M/s New Poorna Theater, represented by its
Manager – Mr. B.K.U. Sanyasi Rao. .. Petitioner.

And

Joint Collector, Vizianagaram and others. .. Respondents.